

SENATE BILL 189

R5

0lr1121

By: **Senators Simonaire, Haines, Jacobs, Kittleman, Reilly, Stoltzfus, and Stone**

Introduced and read first time: January 20, 2010

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Reckless and Negligent Driving – Penalties for Death or**
3 **Serious Bodily Injury**

4 FOR the purpose of establishing that if a person violates a certain provision of law
5 relating to reckless and negligent driving and the violation contributes to an
6 accident that results in the death or the serious bodily injury of another, the
7 person is subject to a certain fine and the Motor Vehicle Administration is
8 authorized to suspend the person's license for a certain period of time; providing
9 that a licensee may request a hearing on a license suspension imposed under
10 this Act; and generally relating to penalties for reckless and negligent driving
11 that contributes to an accident that results in death or serious bodily injury.

12 BY repealing and reenacting, without amendments,
13 Article – Transportation
14 Section 21–901.1
15 Annotated Code of Maryland
16 (2009 Replacement Volume and 2009 Supplement)

17 BY repealing and reenacting, with amendments,
18 Article – Transportation
19 Section 27–114
20 Annotated Code of Maryland
21 (2009 Replacement Volume and 2009 Supplement)

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
23 MARYLAND, That the Laws of Maryland read as follows:

24 **Article – Transportation**

25 21–901.1.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) A person is guilty of reckless driving if he drives a motor vehicle:

2 (1) In wanton or willful disregard for the safety of persons or property;
3 or

4 (2) In a manner that indicates a wanton or willful disregard for the
5 safety of persons or property.

6 (b) A person is guilty of negligent driving if he drives a motor vehicle in a
7 careless or imprudent manner that endangers any property or the life or person of any
8 individual.

9 27–114.

10 (a) If a person violates any provision of Title 21, Subtitle 4 **OR § 21–901.1** of
11 this article and the violation contributes to an accident that results in the death or, as
12 defined in § 27–113 of this title, serious bodily injury of another, the person is guilty of
13 a misdemeanor and on conviction:

14 (1) The person is subject to a fine of not more than \$1,000; and

15 (2) The Administration may suspend the person's license for not more
16 than 180 days.

17 (b) Subject to the provisions of Title 12, Subtitle 2 of this article, a licensee
18 may request a hearing on a license suspension imposed under this section.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 2010.